

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

STEWART SMITH; FRED HEIDARPOUR, INDIVIDUALLY AND ON BEHALF OF ALL OTHERS SIMILARLY SITUATED, v. VISION SOLAR LLC, and DOES 1 – 10	CIVIL ACTION NO. 20-2185
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ORDER

AND NOW, this 21st day of September, 2020, upon consideration of Defendant Vision Solar LLC's Motion to Dismiss for Failure to State a Claim (ECF 7), as well as the Response (ECF 8) and Reply (ECF 9) thereto, and for the reasons given in the accompanying Memorandum, it is hereby **ORDERED** that (1) the Motion to Dismiss is **GRANTED** and Plaintiffs' claims are dismissed in their entirety without prejudice and (2) Plaintiffs' request for leave to file a second amended complaint is **GRANTED**, within 14 days.

BY THIS COURT:

s/ Michael M. Baylson

MICHAEL M. BAYLSON
United States District Court Judge